

IN THE HIGH COURT OF JHARKHAND, RANCHI
A.B.A. No. 5385 of 2025

Kirtan Mahato, aged about 31 years, S/o Nebu Mahato, R/o
Village – Shiwbabudih, PO – Mahal, PS – Chandankiyari, District
– Bokaro, Jharkhand **.... Petitioner**

-- Versus --

The State of Jharkhand **.... Opposite Party**

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner :- Mr. Vikash Anand, Advocate

For the State :- Mrs. Priya Shrestha, Advocate

02/16.09.2025 Heard learned counsel appearing for the petitioner as well
as the learned counsel appearing for the State.

2. The petitioner is apprehending his arrest in connection with
Chandankiyari (Amlabad O.P.) P.S. Case No.120 of 2025, for the
alleged offences registered under Sections 303(2) and 317 (5) of
Bharatiya Nyaya Sanhita, 2023, Section 21 of Mines and Minerals
(Development & Regulation) Act, 1957, Rule 54 of Jharkhand Minor
Mineral Concession Rules, 2004 and under Rule 13 of Jharkhand
Minerals (Prevention of Illegal Mining Transportation and Storage)
Rule, 2017 pending in the Court of learned Judicial Magistrate First
Class, Bokaro.

3. Learned counsel appearing for the petitioner submits that
the petitioner is the driver of the Tractor in question and the
allegations are made that 100 cft. sand was loaded in the said
tractor. He submits that the petitioner has got no criminal

antecedent as disclosed in paragraph No.14 of the petition.

4. Learned counsel appearing for the State through V.C. opposes the prayer and submits that illegally sand was being carried.

5. Considering that the petitioner is the driver of the Tractor in question and the petitioner has got no criminal antecedent as disclosed in paragraph No.14 of the petition, I am inclined to provide anticipatory bail to the petitioner.

6. Accordingly, the petitioner, above named, is hereby directed to surrender before the learned Court within three weeks from today, and in the event of his surrender/arrest, the petitioner, above named, shall be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand), with two sureties of the like amount each, to the satisfaction of learned Judicial Magistrate First Class, Bokaro in connection with Chandankiyari (Amlabad O.P.) P.S. Case No.120 of 2025, subject to the conditions as laid down under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

*Dated 16.09.2025
Sangam/*